

JAN 16 2007

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

ROBERT S. CARROLL,  
Petitioner,

v.

UNKNOWN,  
Respondent.

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Civil Action No. 7:07CV00012

**FINAL ORDER**

By: Hon. Glen E. Conrad  
United States District Judge

In accordance with the accompanying memorandum opinion, it is now

**ORDERED**

as follows:

1. The above referenced petition for writ of habeas corpus, filed pursuant to 28 U.S.C. § 2254, shall be and hereby is **DISMISSED** without prejudice and **STRICKEN** from the active docket of the court; and
2. Petitioner's motion for appointment of counsel shall be and hereby is **DISMISSED** as moot.

The Clerk is directed to send a certified copy of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 16<sup>th</sup> day of January, 2007.

*[Signature]*

United States District Judge